

## TOWNSHIP OF WALL

ORDINANCE NO. 4 -1992

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AMENDING AND SUPPLEMENTING CHAPTER II, "ADMINISTRATION", OF "THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF WALL, 1977", AS AMENDED AND SUPPLEMENTED PERTAINING TO COOPERATIVE PRICING AND PURCHASING PROGRAMS.

WHEREAS, N.J.S.A. 40A:11-11 provides that a Municipality may, by Ordinance, establish and participate in cooperative pricing and purchasing systems; and

WHEREAS, the Township Committee finds that the Township would benefit by participation in certain cooperative pricing and purchasing programs in that such participation will result in savings on purchases of various materials, commodities and supplies for the Township; and

WHEREAS, the Township Committee specifically desires to authorize the participation of the Township in cooperative purchasing programs established by the County of Monmouth and the Monmouth County Educational Services Commissions;

NOW, THEREFORE, BE IT ORDAINED, BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, as follows:

Section 1. Chapter II, "Administration", of "The Revised General Ordinances of the Township of Wall, 1977", as amended and supplemented, be and the same is hereby further amended and

supplemented by the addition thereto of the following Section:

"2-16 COOPERATIVE PRICING AND PURCHASING PROGRAMS

2-16.1 Authorization.

Pursuant to the provisions of N.J.S.A. 40A:11-11(5), the Township of Wall is hereby authorized to enter into a Cooperative Pricing Agreement with the County of Monmouth as the Lead Agency and the Township as a participating contracting unit for the purchase of selected work, materials and supplies.

2-16.2 Authorization - Other Programs.

Pursuant to the provisions of N.J.S.A. 40A:11-11(5) the Township of Wall is hereby authorized to enter into a Cooperative Pricing Agreement with the Monmouth County Educational Services Commission as the Lead Agency for the purchase of selected work, materials and supplies. The Township is further authorized to enter into other such agreements with other Lead Agencies as may be determined by the Township Committee from time to time to be advantageous to the Township.

2-16.3 Responsibilities.

The lead agency under such Cooperative Pricing and Cooperative Purchasing Agreements shall be responsible for compliance with all applicable provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1, et. seq.) and all other provisions of the revised statutes of the State of New Jersey as to the bidding, awarding, and execution of master contracts. The Township shall be responsible under such agreements to certify the availability of funds for purchases to be made by, or on behalf of the Township and to issue such purchase orders or other documents

as may be necessary to complete such purchases."

Section 2. Ordinance No. 33-1991, finally adopted by the Township Committee on August 28, 1991 and entitled "An Ordinance of the Township of Wall Amending and Supplementing Chapter II, "Administration", Section 2-16, "Cooperative Pricing and Purchasing Program", of "The Revised General Ordinances of the Township of Wall, 1977", and authorizing the Township of Wall to enter into a Cooperative Pricing Agreement with the Monmouth County Educational Services Commission hereinafter referred to as the "Lead Agency" for the conduct of certain functions relating to the purchase of work, materials and supplies for their respective jurisdictions.", be and the same is hereby repealed.

Section 3. All Ordinances, or parts thereof, inconsistent with the provisions of this Ordinance, be and the same are hereby repealed to the extent of such inconsistency.

Section 4. Should any section, paragraph, clause or any other portion of this Ordinance be adjudged by a Court of competent jurisdiction to be invalid, such judgment shall not affect or impair the remainder of this Ordinance.

Section 5. This Ordinance shall take effect upon its passage and publication according to law.

#### NOTICE

Notice is hereby given that the foregoing Ordinance was introduced and passed on first reading by the Township Committee of the Township of Wall on *Feb. 12, 1992* and will be further considered for final passage and adopted at the Wall Township, Municipal Building, 2700 Allaire Road, Wall, New Jersey, on *Feb. 26, 1992* at 8:00 p.m., or as soon hereafter as the matter can be reached on the agenda at which time and place all persons interested therein shall be given an opportunity to be heard and during the week prior to, and up to and

including, the date of such meeting, copies of said Ordinance will be made available at the Clerk's office in the Township of Wall Town Hall to the members o the general public who shall request the same.

BEATRICE M. GASSNER, C.M.C.  
Township Clerk